

E-FILED on 3/17/06

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

FAMILY MORTGAGE CORPORATION  
NO. 15,

Plaintiff,

v.

PERRY L. GREINER,

Defendant.

No. C-05-01380 RMW

ORDER APPROVING SUBSTITUTION OF  
ATTORNEYS; GRANTING APPLICATION  
TO CONTINUE HEARING DATE

[Re Docket Nos. 110, 111]

Defendant Perry Greiner applies *ex parte* for approval of his change of counsel and, due to this change, additional time to respond to the plaintiff's motion for entry of judgment. Plaintiff does not oppose Greiner's request, but does (1) point out that under Civil L.R. 11-5(a), Greiner's former attorney required court permission to withdraw from this ongoing action, and (2) request that the court grant no further continuances of the hearing date on the pending motion.

The court will grant Greiner's requests to approve his change of counsel and to continue the hearing date. The court will not prohibit future requests to again continue the hearing, but the court is unlikely to grant any, either. As the court is not available on the date Greiner requests, April 21,

2006, plaintiff's motion will be heard on April 28, 2006. Greiner's opposition to the motion and plaintiff's reply will be due on March 31 and April 7, respectively.

DATED: 3/17/06

/s/ Ronald M. Whyte  
RONALD M. WHYTE  
United States District Judge

1 **Notice of this document has been electronically sent to:**

2 **Counsel for Plaintiff:**

3 Mark V. Isola misola@rehonroberts.com  
4 Peter M. Rehon prehonor@rehonroberts.com  
5 Tiffany L. Goodman  
6 Tyler J. Olson toolson@rehonroberts.com

7 Counsel are responsible for distributing copies of this document to co-counsel that have not registered for e-filing under the court's CM/ECF program.

8 **This document was also mailed to defendant (*pro se*):**

9 Perry L Greiner  
10 15466 Los Gatos Blvd.  
11 Suite 109, Box 65  
12 Los Gatos, CA 95032

13 Stanford H. Atwood, Jr.; Eric S. Haiman  
14 Atwood Haiman & Westerberg  
15 18805 Cox Ave  
16 Suite 200  
17 Saratoga, CA 95070-4183

18 **Dated:** 3/17/06 /s/ JH  
19 **Chambers of Judge Whyte**